



# CITY OF CONROE

Est. 1904

August 23, 2019

Office of the Attorney General  
Open Records Division  
P. O. Box 12548  
Austin, Texas 78711-2548

VIA CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

RE: Request for Open Records Decision

Dear Attorney General Paxton:

This submission is made to satisfy the requirement of Texas Government Code §552.301. Enclosed please find the following:

1. A copy of the request for information;
2. The request and explanation for an Attorney General Opinion; and
3. A copy of information representative of all information responsive to the request (marked as "Exhibit A" and sealed).

The request for information was received July 23, 2019. A request by the City of Conroe for clarification was sent to the requestor and response was received July 26, 2017. The City of Conroe will treat this request as an open records request for the Conroe Police Department information held and responsive to the request.

On August 9, 2019 the City of Conroe provided information responsive to a portion of the request and advised that additional information was being compiled and reviewed and said information would be provided and/or submitted to the Attorney General for an opinion on or before August 23, 2019.

**That information enclosed hereto and marked as "Exhibit A" and sealed, and representative of all responsive material held by the City of Conroe, should be exempted from public disclosure for the following reason:**

Section 143.089 of the Texas Local Government Code provides: "A fire or police department may maintain a personnel file on a fire fighter or police officer employed by the department for the department's use, but the department may not release any information contained in the department file to any agency or person requesting information relating to a fire fighter or police officer." The information marked as Exhibit A and sealed, and other like information held by the City of Conroe that Exhibit

A represents, is confidential and not subject to disclosure under any circumstances. *See Canada v. State*, 547S.W.3d 4, 19-20 (Tex.App.-Austin 2017): *citing City of San Antonio v. Texas Att'y Gen.*, 851 S.W.2d 946, 951-952 (Tex.App.-Austin 1993).

If you need additional information, please do not hesitate to contact me at (936) 522-3371. Thank you for your assistance with this matter.

Sincerely,



Michael T. Garner  
Assistant City Attorney

A true and correct copy of this letter, without the enclosures, was mailed to Samuel Sinyangwe, c/o MuckRoack News, Department MR 77216, 411A Highland Avenue, Somerville, MA 02144-2516



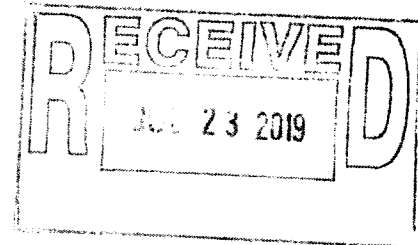
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Michael T. Garner

MuckRock News  
DEPT MR 77216  
411A Highland Ave  
Somerville, MA 02144-2516  
77216-56649558@requests.muckrock.com

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Conroe Police Department  
Texas Public Information Act Office  
2300 Plantation Dr  
Conroe, TX 77303



July 16, 2019

To Whom It May Concern:

Pursuant to the Texas Public Information Act, I hereby request the following records:

1. The total number of police use of force incidents, broken down by type of force used, between 2013-2018 (separated by year).
2. The total number of people that police used force against, between 2013-2018 (separated by year).
3. A copy of all complaints reported by civilians against police between 2013-2018.
4. A copy of any documents indicating whether the civilian complaints identified in request #3 were sustained.
5. The policy manual of the police department.
6. The current union contract between the city and any police unions or police associations.
7. All records regarding police shootings (including fatal police shootings, non-fatal police shootings and police shootings at a civilian that missed) between 2013-2018, including incident-level information specifying the date of each incident, race and gender of all subjects involved, what weapon if any they were armed with, any injuries or deaths resulting from the incident, the names of all officers involved, whether administrative investigations found the incidents to be justified under police department policy and any disciplinary actions taken against the officers as a result of the incident.
8. All records regarding civilian deaths or serious injuries resulting from police use of force between 2013-2018, including incident-level information specifying the date of each incident, race and gender of all subjects involved, what weapon if any they were armed with, any injuries or deaths resulting from the incident and the names of all officers involved.

The requested documents will be made available to the general public, and this request is not being made for commercial purposes.

In the event that there are fees, I would be grateful if you would inform me of the total charges in advance of fulfilling my request. I would prefer the request filled electronically, by e-mail attachment if available or CD-ROM if not.

Thank you in advance for your anticipated cooperation in this matter. I look forward to receiving your response to this request within 10 business days, as the statute requires.

Sincerely,

MuckRock News  
DEPT MR 77216  
411A Highland Ave  
Somerville, MA 02144-2516  
77216-56649558@requests.muckrock.com

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Samuel Sinyangwe

Filed via MuckRock.com  
E-mail (Preferred): 77216-56649558@requests.muckrock.com

For mailed responses, please address (see note):

MuckRock News  
DEPT MR 77216  
411A Highland Ave  
Somerville, MA 02144-2516

PLEASE NOTE: This request is not filed by a MuckRock staff member, but is being sent through MuckRock by the above in order to better track, share, and manage public records requests. Also note that improperly addressed (i.e., with the requester's name rather than "MuckRock News" and the department number) requests might be returned as undeliverable.